

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ANDREW WASIAK,

Plaintiff,

vs.

CAL-WESTERN RECONVEYANCE
CORPORATION, et al.,

Defendants.

Case No. 2:11-cv-01190-GMN-PAL

ORDER

(Mtn for Atty Fees - Dkt. #35)

This matter is before the court on Defendant PNC Bank Mortgage's Motion for Attorneys' Fees (Dkt. #35) which the district judge referred to the undersigned pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule IB 1-4 for a report of findings and recommendation on October 19, 2012.

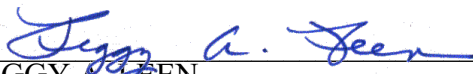
A review of the docket reflects that the parties filed a Notice of Settlement (Dkt. #44) on November 1, 2012, which represents they have settled this case. The Notice provides that the settlement documents are being prepared, and Defendants expect they will be executed within thirty days. *Id.* at 1:19-21.

Accordingly,

IT IS ORDERED:

1. Defendant PNC's Motion for Attorneys' Fees (Dkt. #35) is DEEMED WITHDRAWN.
2. In the event the parties are unable to complete the settlement, Defendant PNC need only file a notice requesting its Motion for Attorney Fees be put back on for decision.

Dated this 5th day of November, 2012.


PEGGY A. LEEN
UNITED STATES MAGISTRATE JUDGE